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February 28, 2007

Mr. Charles L. A. Terreni Chief Clerk/Administrator The Public Service Commission of South Carolina 101 Executive Center Drive Columbia, South Carolina 29210

RE: Docket No. 2005-386-E

Dear Mr. Terreni:

Enclosed for filing are the original and one copy of Joint Comments by Carolina Power & Light Company d/b/a Progress Energy Carolinas, Inc.; Duke Energy Carolinas, LLC; and South Carolina Electric & Gas Company in the above-referenced docket.

THIS DOCUMENT IS AN EXACT DUPLICATE OF THE E-FILED COPY SUBMITTED TO THE COMMISSION IN ACCORDANCE WITH ITS ELECTRONIC FILING INSTRUCTIONS.

Very truly yours,

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Catherine E. Heigel

**Enclosure** 

cc: Parties of Record

## BEFORE THE PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA DOCKET NO. 2005-386-E

	Petition of the Office of	)	COMMENTS OF
IN RE:	Regulatory Staff to Establish	)	CAROLINA POWER & LIGHT
	Dockets to Consider	( )	COMPANY d/b/a PROGRESS ENERGY
	Implementing the	)	CAROLINAS, INC.; DUKE ENERGY
	Requirements of Section	<b>(</b> )	CAROLINAS, LLC; AND SOUTH
	1252 (Smart Metering) of	)	CAROLINA ELECTRIC & GAS
	the Energy Policy Act of	)	COMPANY
	2005	)	

The South Carolina Office of Regulatory Staff ("ORS") filed a Petition with the Public Service Commission of South Carolina (the "Commission") styled as, "Petition to Establish Docket to Fulfill the State Requirements of the Energy Policy Act of 2005," (Section 1252 (Smart Metering) of the Energy Policy Act of 2005) on December 12, 2005. Thereafter, the Commission established this Docket Number 2005-386-E (the "Docket") to establish a proceeding and request comments. Carolina Power & Light Company d/b/a Progress Energy Carolinas, Inc.; Duke Energy Carolinas, LLC; and South Carolina Electric & Gas Company (hereinafter the "Joint Petitioners"), do hereby jointly file the following comments in response thereto:

The Commission has requested that written comments be filed by the close of business on March 1, 2007. It is the Joint Petitioners' understanding that the comment period is applicable to non-intervenors, not the parties of record in this proceeding, and that the Commission intends to issue subsequent orders in this Docket establishing a schedule for comments or testimony by the Joint Petitioners. Accordingly, the Joint Petitioners will defer the filing of detailed comments and testimony until the appropriate future date. Notwithstanding the decision to defer detailed comments and testimony, the Joint Petitioners believe the issues in this proceeding are of great significance to their

respective companies and to the State of South Carolina. The Joint Petitioners look forward to filing detailed comments and testimony on these matters at the appropriate time.

The Joint Petitioners have authorized the undersigned attorney to file these Comments on their behalf.

Respectfully submitted this the 28<sup>th</sup> day of February, 2007.

Catherine E. Heigel
Assistant General Counsel
Duke Energy Corporation
P.O. Box 1006
Charlotte, NC 28201-1066

Richard L. Whitt Austin, Lewis & Rogers, P.A. Post Office Box 11716 Columbia, SC 29201 Counsel for Duke Energy Carolinas, LLC

Len S. Anthony
Deputy General Counsel, Regulatory Affairs
Progress Energy Carolinas, Inc.
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Raleigh, NC 27602

Catherine D. Taylor Associate General Counsel South Carolina Electric & Gas Company 1426 Main Street, MC 130 Columbia, South Carolina 29201

Charlotte, North Carolina

## BEFORE THE PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA DOCKET NO. 2005-386-E

IN RE:	Petition of the Office of Regulatory Staff to Establish Dockets to		) )
	Consider Implementing the Requirements of Section 1252	)	CERTIFICATE OF SERVICE
	(Smart Metering) of the Energy Policy Act of 2005	)	

I, Catherine E. Heigel, hereby certify that the Joint Petitioners' comments in the above-referenced docket have been placed in the U. S. Mail on this date, to the parties of record at the addresses shown below, with sufficient postage attached:

Shannon Bowyer Hudson, Esquire Office of Regulatory Staff 1441 Main Street, Suite 300 Columbia, South Carolina 29201 Nanette S. Edwards, Esquire Office of Regulatory Staff 1441 Main Street, Suite 300 Columbia, South Carolina 29201

Len S. Anthony Deputy General Counsel, Regulatory Affairs Progress Energy Carolinas, Inc. P.O. Box 1551 Raleigh, North Carolina 27602 Catherine D. Taylor Associate General Counsel South Carolina Electric & Gas Company 1426 Main Street, MC 130 Columbia, South Carolina 29201 (803) 217-7880

Judith Kim Senior Counsel, Wal-Mart Stores, Inc. 2001 S.E. 10<sup>th</sup> Street, Dept. 8313 Bentonville, Arkansas 75716 Richard L. Whitt Austin, Lewis & Rogers, P.A. Post Office Box 11716 Columbia, South Carolina 29201

Scott Elliott, Esquire Elliott & Elliott, P.A. 721 Olive Street Columbia, South Carolina 29205 Sherry A. Quick and Montina M. Cole Sullivan and Worchester, LLP 1666 K. Street, N.W. Washington, DC 20006

This the 28<sup>th</sup> day of February, 2007.

Catherine E. Heigel

Assistant General Counsel

Charlotte, North Carolina